

**MINUTES OF THE STANDING COMMITTEE
ON LOCAL GOVERNMENT AND URBAN POLICY**

Wednesday, April 26, 2006

5:05 p.m.

Room 424, State Capitol Building

Chair Stakoe called the Standing Committee on Local Government and Urban Policy to order.

MEMBERS PRESENT: Reps. Stakoe, Robertson, Nitz, Baxter, Schuitmaker, Accavitti, Donigan, Vagnozzi, Virgil Smith (9/11)

MEMBERS ABSENT/EXCUSED: Reps. Elsenheimer and Van Regenmorter (2/11)

Representative Robertson, supported by **Representative Vagnozzi**, moved to adopt the minutes from the meeting held on April 20, 2006. Hearing no objection, the **motion prevailed** with unanimous consent.

The **Chair** laid **House Bill 5960** before the committee.

HB 5749 Stakoe	Natural resources; inland lakes; use determination on certain inland lakes; provide authority to local units of government.
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Chair Stakoe explained the intent of the bill and a proposed **Substitute (H-1)**.

Chris Kindsvatter, representing the Michigan Lake Property Owners Association, testified in **support** of the proposed **Substitute (H-1)**.

Mike Kowall, representing White Lake Township, testified in **support** of the bill.

Rodney Stokes, representing the Michigan Department of Natural Resources, submitted a testimony card in **support** of the proposed **Substitute (H-1)**, but did not speak.

Dawn Crandall, representing the Michigan Association of Home Builders, submitted a testimony card in **support** of the bill, but did not wish to speak.

Tom Frazier, representing the Michigan Townships Association, submitted a testimony card in **support** of the proposed **Substitute (H-1)**, but did not wish to speak.

Jason Dinsmore, representing the Michigan United Conservation Clubs, submitted a testimony card in **support** of the bill, but did not wish to speak.

Adrian Cazal, representing the Michigan Boating Industries Association, submitted a testimony in **opposition** to the bill **as written**, but did not wish to speak.

Representative Vagnozzi, supported by **Representative Robertson**, moved to adopt **Substitute (H-1)** to **House Bill 5960**.

FAVORABLE ROLL CALL:

YEAS: Reps. Stakoe, Robertson, Baxter, Schuitmaker, Accavitti, Donigan, Vagnozzi, Virgil Smith (8/11)

NAYS: None (0/11)

PASS: None (0/11)

A sufficient number of members voting in the affirmative, the **motion prevailed**.

Representative Robertson, supported by **Representative Virgil Smith**, moved to report **House Bill 5960**, with recommendation, as **Substitute (H-1)**.

FAVORABLE ROLL CALL:

YEAS: Reps. Stakoe, Robertson, Nitz, Baxter, Schuitmaker, Accavitti, Donigan, Vagnozzi, Virgil Smith (9/11)

NAYS: None (0/11)

PASS: None (0/11)

A sufficient number of members voting in the affirmative, the **motion prevailed**.

The **Chair** laid **Senate Bill 868** before the committee.

SB 868 Toy Property tax; delinquent taxes; distribution of revenue generated from the tax reversion process; expand.

Heather Lombardini, from the Office of Senator Toy, explained the intent of the bill.

Stacy Owen, representing the Michigan Association of County Treasurers, testified in **support** of the bill and answered questions.

Dan Kildee, Genesee County Treasurer, testified in **support** of the bill and answered questions.

Peggy Johnson, representing the Michigan Department of Treasury, testified in **opposition** to the bill **as written**, and answered questions.

Ben Bodkin, representing the Michigan Association of Counties, submitted a testimony card in **support** of the bill, but did not wish to speak.

Bill Zaagman, representing Ottawa County, submitted a testimony card in **support** of the bill, but did not wish to speak.

Representative Accavitti explained the intent of a proposed amendment to **Senate Bill 868**.

Representative Accavitti, supported by **Representative Vagnozzi**, moved to adopt the following amendment to **Senate Bill 868**:

1. Amend page 2, line 22, after “2004,” by striking out the balance of the line through “2007,” on line 23.

FAVORABLE ROLL CALL:

YEAS: Reps. Stakoe, Robertson, Nitz, Baxter, Schuitmaker, Accavitti, Donigan, Vagnozzi, Virgil Smith (9/11)

NAYS: None (0/11)

PASS: None (0/11)

A sufficient number of members voting in the affirmative, the **motion prevailed**.

Representative Accavitti, supported by **Representative Robertson**, moved to report **Senate Bill 868**, with recommendation, as **Substitute (H-1)**.

FAVORABLE ROLL CALL:

YEAS: Reps. Stakoe, Robertson, Nitz, Baxter, Schuitmaker, Accavitti, Donigan, Vagnozzi, Virgil Smith (9/11)

NAYS: None (0/11)

PASS: None (0/11)

A sufficient number of members voting in the affirmative, the **motion prevailed**.

The **Chair** laid **Senate Bill 872** before the committee.

SB 872 Kuipers Local government; budgets; adoption of budgets process; revise.

Peggy Johnson, representing the Michigan Department of Treasury, explained the intent of the bill.

Bill Anderson, representing the Michigan Townships Association, explained the intent of a proposed **Substitute (H-2)** and testified in **support** of the proposed substitute.

Representative Nitz, supported by Representative Vagnozzi, moved to adopt **Substitute (H-2)** to **Senate Bill 872**.

FAVORABLE ROLL CALL:

YEAS: Reps. Stakoe, Robertson, Nitz, Baxter, Schuitmaker, Accavitti, Donigan, Vagnozzi (8/11)

NAYS: None (0/11)

PASS: None (0/11)

A sufficient number of members voting in the affirmative, the **motion prevailed**.

Representative Nitz, supported by **Representative Accavitti**, moved to report **Senate Bill 872**, with recommendation, as **Substitute (H-2)**.

FAVORABLE ROLL CALL:

YEAS: Reps. Stakoe, Robertson, Nitz, Baxter, Schuitmaker, Accavitti, Donigan, Vagnozzi (8/11)

NAYS: None (0/11)

PASS: None (0/11)

A sufficient number of members voting in the affirmative, the **motion prevailed**.

The **Chair** laid **Senate Bill 875** before the committee.

SB 875 Hardiman Local government; financing; pooled investment programs; allow.

Chair Stakoe explained the intent of a proposed **Substitute (H-1)**.

Kelly Bartlett, from the Office of Senator Hardiman, submitted a testimony card in support of the bill, but did not speak.

Bill Anderson, representing the Michigan Townships Association, submitted a testimony card in support of the proposed **Substitute (H-1)**, but did not wish to speak.

Peggy Johnson, representing the Michigan Department of Treasury, submitted a testimony card in support of the bill, but did not wish to speak.

Representative Accavitti, supported by Representative Schuitmaker, moved to adopt **Substitute (H-1)** to **Senate Bill 875**.

FAVORABLE ROLL CALL:

YEAS: Reps. Stakoe, Robertson, Nitz, Baxter, Schuitmaker, Accavitti, Donigan, Vagnozzi (8/11)

NAYS: None (0/11)

PASS: None (0/11)

A sufficient number of members voting in the affirmative, the **motion prevailed**.

Representative Vagnozzi, supported by **Representative Robertson**, moved to report **Senate Bill 875**, with recommendation, as **Substitute (H-1)**.

FAVORABLE ROLL CALL:

YEAS: Reps. Stakoe, Robertson, Nitz, Baxter, Schuitmaker, Accavitti, Donigan, Vagnozzi (8/11)

NAYS: None (0/11)

PASS: None (0/11)

A sufficient number of members voting in the affirmative, the **motion prevailed**.

The **Chair** laid **Senate Bill 908** before the committee.

SB 908 Hammerstrom Occupations; notaries public; requirement for notary public to indicate county within where he or she is acting; eliminate.

Stacey Murray, from the Office of Senator Hammerstrom, explained the intent of the bill and answered questions.

Matt Hanley, representing the Michigan Banker's Association, testified in **support** of the bill, and explained the intent of a proposed amendment.

Mary Hollinrake, representing the Michigan Association of County Clerks, submitted a testimony in **support**, but did not speak.

James Fackler, representing the Michigan Department of State, submitted a testimony card in **support**, but did not wish to speak.

Bill Zaagman, representing the Michigan Association of County Clerks, submitted a testimony card in **support** of the bill, but did not wish to speak.

Representative Nitz, supported by **Representative Accavitti**, moved to adopt the following amendment to **Senate Bill 908**:

1. Amend page 2, following line 23, by inserting:

“Sec. 47. (1) Subject to subsection (2) and in the courts of this state, the certificate of a notary public of official acts performed in the capacity of a notary public, under the seal of office, is presumptive evidence of the facts contained in the certificate except that the certificate is not evidence of a notice of nonacceptance or nonpayment in any case in which a defendant attaches to his or her pleadings an affidavit denying the fact of having received that notice of nonacceptance or nonpayment.

(2) Notwithstanding subsection (1), the court may invalidate any ~~document not notarized~~ “**NOTARIAL ACT NOT PERFORMED** in compliance with this act.”.

FAVORABLE ROLL CALL:

YEAS: Reps. Stakoe, Robertson, Nitz, Baxter, Accavitti, Donigan, Vagnozzi (7/11)

NAYS: None (0/11)

PASS: None (0/11)

A sufficient number of members voting in the affirmative, the **motion prevailed**.

Representative Robertson, supported by **Representative Nitz**, moved to report **Senate Bill 908**, with recommendation, as **Substitute (H-1)**.

FAVORABLE ROLL CALL:

YEAS: Reps. Stakoe, Robertson, Nitz, Baxter, Schuitmaker, Accavitti, Donigan, Vagnozzi (8/11)

NAYS: None (0/11)

PASS: None (0/11)

A sufficient number of members voting in the affirmative, the **motion prevailed**.

Representative Baxter, supported by **Representative Robertson**, moved to excuse absent members. Hearing no objection, the **Chair** excused **Representatives Elsenheimer** and **Van Regenmorter**.

There being no further business to come before the committee, the **Chair** declared the meeting adjourned, the time being **6:05 p.m.**

Representative John Stakoe, Chair

Jean Hamelin, Committee Clerk
(517) 373-5632